

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Nicholas A. D'Agosto III

Application No. : 10/697,167

Examiner: ESCALANTE, Ovidio

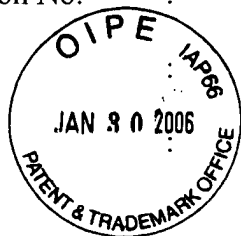
Filed

October 31, 2003

Art Unit: 2645

Title

SYSTEM AND METHOD FOR RECORDING A CALL USING  
A PBX (PRIVATE BRANCH EXCHANGE)



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**POWER OF ATTORNEY AND CORRESPONDENCE ADDRESS TRANSMITTAL**

Sir:

Transmitted herewith for the above-captioned application is an executed Power of Attorney to Prosecute Applications Before the USPTO (Form PTO/SB/80), accompanied by a Statement Under 37 CFR 3.73(b) (Form PTO/SB/96).

As indicated in the Power of Attorney document, please direct all future correspondence in this application to the address associated with customer number **29858**.

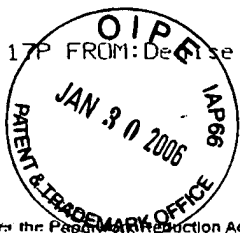
Please update the Attorney Docket Number to reflect the attorney docket number indicated above.

Respectfully submitted,

January 30, 2006  
Date

A handwritten signature in black ink, appearing to read "David V. Rossi".

David V. Rossi, Reg. No. 36,659  
Attorney for Applicant(s)  
BROWN RAYSMAN MILLSTEIN FELDER  
& STEINER LLP  
900 Third Avenue  
New York, New York 10022  
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PTO/SB/82 (04-05)

Approved for use through 11/30/2005. OMB 0651-0036

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REVOCATION OF POWER OF  
ATTORNEY WITH  
NEW POWER OF ATTORNEY  
AND  
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	10/697,167
Filing Date	October 31, 2003
First Named Inventor	N.A. D'Agosto III
Art Unit	2645
Examiner Name	Escalante, Ovidio
Attorney Docket Number	3770/82

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

29858

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with  
Customer Number:

29858

OR

☐ Firm or  
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Signature *[Signature]* on behalf of NICE SYSTEMS INC.

Name NICE SYSTEMS INC., by David Ottensmeyer, Gen Counsel / Corp Sec.

Date Telephone 201.964.2772

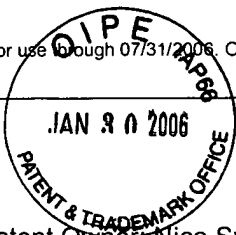
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1460.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.

Express Mail Label No. EL888260702US



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Nice Systems Inc.

Application No./Patent No.: 10/697,167

Filed/Issue Date: October 31, 2003

Entitled: System and Method for Recording a Call Using  
a PBX (Private Branch Exchange)

Nice Systems Inc.,

(Name of Assignee)  
states that it is:

a corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is \_\_\_\_\_%

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

**OR**

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: the inventors of the patent application identified above To: Dictaphone Corporation The document was recorded in the United States Patent and Trademark Office at Reel 014658, Frame 0923, or for which a copy thereof is attached.
2. From: Dictaphone Corporation To: Nice Systems Inc. The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_ The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached. [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
Signature

January 30, 2006  
Date

David V. Rossi, Reg. No. 36,659  
Printed or Typed Name

212-895-2000  
Telephone Number

Attorney for Applicant/Assignee  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S.

**Express Mail Label No. EL888260702US**

## NUNC PRO TUNC ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS, Dictaphone Corporation, a corporation organized under the laws of the State of Delaware, with a place of business at 3191 Broadbridge Avenue, Stratford, Connecticut, United States 06614-2559 (the "Assignor") is the assignee of the entire right, title and interest in, to and under U.S. Patent Application No. 10/697,167, filed October 31, 2003, entitled "A System and Method for Recording a Call Using a PBX (Private Branch Exchange)," (the "Application"), and all inventions disclosed therein (the "Inventions");

WHEREAS, Nice Systems Inc., a corporation organized under the laws of the State of Delaware, with a place of business at 301 Rt. 17 North, 10th Floor, Rutherford, New Jersey, United States 07070 (the "Assignee") is desirous of obtaining all right, title and interest in, to and under said Inventions, said Application, and all patents or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which Assignor hereby acknowledges, and in accordance with that certain Asset Purchase Agreement between the parties hereto, dated April 11, 2005, as amended by that certain Amendment No. 1 to Asset Purchase and Sale Agreement, dated May 31, 2005, Assignor hereby acknowledges, Assignor has sold, assigned, transferred and set over, and by these presents hereby sells, assigns, transfers and sets over to Assignee *nunc pro tunc*, effective as of May 31, 2005, all of Assignor's right, title and interest in, to and under said Inventions and said Application, including (a) the right to apply for additional patents in the United States of America and in all foreign countries for said Inventions, (b) all applications for patents for said Inventions or based on said Application in all countries, now filed or to be filed, including all divisional, renewal, substitute, continuation, continuation-in-part and convention applications based in whole or in part upon said Inventions or upon said Application, (c) all patents which may issue on said Inventions and on said Application transferred by this Assignment in the United States and foreign countries, and any and all reissues, extensions, divisions, renewals, substitutes, continuations or continuations-in-part of patents granted for said Inventions or upon said Application, for the full term or terms for which the patents may be issued, and (d) every priority right that is or may be predicated upon or arise from said Inventions and said Application under any applicable international or bilateral treaty, agreement or convention. Assignor hereby authorizes Assignee to file patent applications in all countries for any or all of said Inventions in Assignor's name, or in Assignee's name, as may be required under any international or bilateral treaty, agreement or convention, or otherwise.

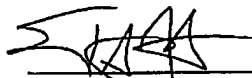
Assignor hereby covenants and agrees that Assignor will, upon request of Assignee, communicate any facts known to Assignor relating to said Inventions and the history thereof; provide access to Dictaphone employees that may be required to testify in any legal proceeding in connection with the Inventions or Application, or any patent or similar legal protection therefor, if the employee is employed by Dictaphone or under an obligation to assist Dictaphone with respect to the Patent(s) at the time of the proceeding; execute all lawful papers

required to effect or perfect the foregoing; and generally do all further acts which may be reasonably necessary to obtain and enforce proper patent protection for said Invention(s) in all countries worldwide providing however, that the Assignee shall be responsible for all costs and expenses incurred by Dictaphone with respect to Assignee's efforts to obtain and/or enforce a patent or similar legal protection for said Inventions or Application, including reimbursement for the Dictaphone employee's time at reasonable billing rates.

If any part of this Assignment shall be held by a court of competent jurisdiction to be void, invalid or inoperative, the remaining provisions of this Assignment shall not be affected and shall continue in effect, and the invalid provision shall be deemed modified to the least degree necessary to remedy such invalidity.

IN TESTIMONY WHEREOF, Assignor has executed this document on the date indicated below.

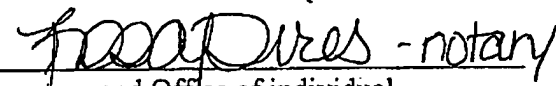
Date: January 27, 2006



Tim S. Ledwick  
Executive Vice President & Chief Financial Officer  
Dictaphone Corporation

STATE OF Connecticut )  
COUNTY OF Fairfield ) ss.:

On January 27, 2006, before me, the undersigned, personally appeared Tim S. Ledwick, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
Signature and Office of individual  
taking acknowledgment

Rosa Pires  
NOTARY PUBLIC  
State of Connecticut  
My Commission Expires 8/31/08